State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000

Info; (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

S010605 2005, 2006, 2007

Owner(s) of Record: Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant William Barron Hilton Trust Please Complete and Return This Form by JULY 1, 2008 Agent: **Primary Contact:** HILTON-FAMILY-TRUST-Address: 11 PINE GROVE RD YERINGTON, NV 89447 Phone No. 775-463-5550 Phone No. Fax No. Fax No. E-mail Address: E-mail Address: Source Name: KIRKWOOD SPRING Year of First Use: 1895 Tributary To: Name of Diversion works: County: Mono Assessor Parcel Number Diversion within: NE 1/4 of SE 1/4 Section 10, T 3 N, R 27 E, MDB&M of the Diversion site: Water is Used Under: Riparian claim ___ Pre-1914 claim ___ Court Decree No.: Other (explain): Year of First Use: (Please provide if missing in the Division of Rights database (ewrims)) В Rate of Diversion: The rate of diversion of water for each month used and entered in the table below is shown in units of: Cubic feet per second (cfs) Gallons per minute (gpm) Gallons per day (gpd) Average Nov Dec July Oct Year Jan Feb (Mar Apr Mav Rate tull 2005 2006 2007 Quantity of Water Used: The quantity of water used each month and entered in the table below is shown in units of: Million Gallons (MG) Acre-feet (AF) Total Jan Feb Apr May June July Aug Nov Dec Year **Annual** 2005 unk 2006 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Stockwatering (Irrigation Other (specify) Parcel Number(s) of Place of Use: Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water NO (Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: EWEENS of If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: Reduction in Diversions: (AF/MG) Year (AF/MG) Year (AF/MG) Year

Page 1 of 2

ST-SUPPL (4-08)

		Reduction Year	in consumptive use	: _ (AF/MG) `	Year	(AF/I	MG) Year_		_ (AF/MG)
		I have dat	a to support the abo	ve surface v	vater use reduction	s due to conserv	ation efforts	s. YES NO _	
2.	Wat	er quality a	nd wastewater recla	mation					
	a.	Are you no	ow or have you been which unreasonably	using recla affects such	imed water from a water for other be	wastewater treat neficial uses? Y	ment facilit	y, desalination facility o	or water polluted by waste to
	b.	If you are appropriat supply use	ive right under section	o the substit on 1010 of ti	tution of reclaimed he Water Code, ple	water, desalinate ease show amou	ed water or nts of reduc	polluted water in lieu o ed diversions and amo	of a claimed pre-1914 ounts of substitute water
		Amount of Year	f reduced diversion:	_(AF/MG) `	Year	(AF/I	MG) Year_		_ (AF/MG)
		State the	type of substitute wa	ter supply: _					
		Amount of Year I have dat	substitute water sup	oply used: _ (AF/MG) ` ve surface v	Yearvater use reduction	(AF/l	MG) Year _ of a substit	ute water supply. YES	(AF/MG) S NO
3.	Cor	junctive us	e of surface water ar	nd groundwa	ater				
	a.	Are you no	ow using groundwate	er in lieu of s	surface water? YE	s no _	<u>/</u> .		
	b.	Code nle:	ase show the amoun	ts of around	łwater used:			ppropriative right unde	r section 1011.5 of the Water (AF/MG)
		and that it r the future.	nay be necessary to	document t	he water savings o	laimed in "F" abo	ve if credit	under Water Code sec	ctions 1010 and 1011 is
		_	ormation in this repo						
DA	TE: _	June	<u>20 08</u>	at	Verination,	Nev-			_, California
SIG	NAT	URE:	<u> </u>		B Hain	~ 0		22.00	
PR	INTE	NAME: _	CIPEST (first name	 e)	(middle in	itial)		(last name)	
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			GEN	ERAL INFO	RMATION PERTA	INING TO WATE	R RIGHTS	IN CALIFORNIA	• • •

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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State of California, State Water Resources Control Board Division of Water Rights P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

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SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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2005 JUL -8 ANTH: 59

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: HILTON FAMILY TRUST;

ST-SUPPL (1-05)

DIV. UF WILLIAM LIGHTS SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **HILTON FAMILY TRUST DBA FLYING M CATTLE COMPANY** 11 PINE GROVE RD YERINGTON, NV 89447

STATEMENT NO.: \$010605 CONTACT PHONE NO.: (775)463-5550

Source	e Na	ame:	KIRKW	OOD SPF	RING										•
Tribut	ary i	To:	MONO	VALLEY											
Count	y:		Mono							Ye	ar of First	Use: 18	95		
Divers	ion	Within:	NE1/4	of SE1/4 S	Section 10,	T03N, R2	27E, MB&M	Ī		Pa	rcel Numb	er:			
Α.	w	ater is	Used Und	<u>ler</u> : Ripai	rian clairn _		Pre-191	4 right		_ Other (exp	lain):	-			
В.							ve)				,		'		
C.	<u>Ar</u>	mount (of Use: E	nter the a	mount (or t	the approx	ximate amo	ount) of wa	iter used e	each month, u	ising the ta	ble below.			
	Ar	nounts	below are	in: Gallor	ns		Million Galle	ons (MG)		Acre-f	eet (AF)		Othe	Ŧ	
	_	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
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E.							y changes liversion, et		ject since	your previous	s statemen	t was filed			
F.	Ple	ease ar	swer only	those que	estions bel	ow which	are applica	ıble to you	r project.				•		
	1.		servation of Are you n Describe	ow emplo	ying water conservat	conserva	ition efforts you have	? YES initiated:	_	NO					
		b.			credit for w		ervation un	nder sectio	n 1011 of	the Water Co	de for your	r claimed p	re-1914 a	ppropriativ	ve right, please
			Reduction	n in Divers	ions:										
			Year			_ (AF/MG	6) Year			_ (AF/MG) Y	'ear		(AF/MG)	
			Reduction	n in consu	mptive use	:									
			Year			_ (AF/MG	6) Year			_(AF/MG) Y	ear		(AF/MG)	
			I have da	ta to supp	ort the abo	ve surfac	e water use	e reduction	ns due to c	onservation e	efforts. YE	s ı	٧٥		

Page 1 of 2

	<i>ب</i> ق	ater quality and wastewater reclamation	
	a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination a degree which unreasonably affects such water for other beneficial uses? YES NO	n facility or water polluted by wa
	b.	If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions supply used:	r in lieu of a claimed pre-1914 and amounts of substitute wat
		Amount of reduced diversion: Year (AF/MG) Year (AF/MG) Year	(AF/MG)
		State the type of substitute water supply:	1
		Amount of substitute water supply used: Year (AF/MG) Year (AF/MG) Year	(AF/MG)
		I have data to support the above surface water use reductions due to the use of a substitute water sup	ply. YES NO
	Cor	njunctive use of surface water and groundwater	
	a.	Are you now using groundwater in lieu of surface water? YES NO	
	b.	If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative rig Code, please show the amounts of groundwater used:	ght under section 1011.5 of the
		Year (AF/MG) Year (AF/MG) Year	(AF/MG)
		I have data to support the above surface water use reductions due to the use of groundwater. YES	NO ¹
		tand that it may be necessary to document the water savings claimed in "F" above if credit under Water C	Code sections 1010 and 1011 is
	-	that the information in this report is true to the best of my knowledge and belief.	
		(A) A) and	, California
A		URE:	
	NAT		
IG		DNAME: Ernest B. Paine, Manager	1
IG RI	NTE	D NAME: Ernest B. Paine, Manage (first name) (middle initial) (last name)	
IG RI	NTE	DNAME: Ernest B. Paine, Manager	
IG RI	NTE	D NAME: Ernest B. Paine, Manage (first name) (middle initial) (last name)	
IG RI OI	NTEI MPAI	DNAME: Ernest B. Paine, Manage (first name) (middle initial) (last name) NY NAME: Flying M Cattle Co.	
IG RI	NTEI MPAI	NAME: Ernest B. Paine, Manage (first name) (middle initial) (last name) NY NAME: Flying M (atto to.) If there is insufficient space for your answers, please use the space provided be	<u>.</u>
IG RI	NTEI MPAI	NAME: Ernest B. Paine, Manage (first name) (middle initial) (last name) NY NAME: Flying M (atto to.) If there is insufficient space for your answers, please use the space provided be	<u>.</u>
IG RI	NTEI MPAI	NAME: Ernest B. Paine, Manage (first name) (middle initial) (last name) NY NAME: Flying M (atto to.) If there is insufficient space for your answers, please use the space provided be	-

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information
Notify this office if ownership or address changes occur during the coming year.

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	er was used	d.	s below are		llons				Other _. _			1	
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STATE WATER RESÖURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (9)6) 657-2170

	b.	polluted water i	use under a claimed pre 1914 app n lieu of appropriated water is clain reclaimed water used:	ropriative water right th ned under section 1010	rough substitution of recalization of the Water Code, please	ed water, desalinated water show amounts of reduced d	or iversions
		19	(af/mg) 19		(af/mg) 19	(af/mg)	
3.	Со	njunctive use of s	urface water and groundwater				
	a.	Are you now usir	ng groundwater in lieu of surface w	ater? YES NO	'		
	b.	If credit toward usater is claimed	ise under a claimed pre 1914 appr under section 1011.5 of the Water	opriative right through s Code, please show the	substitution of groundwater in amounts of groundwater us	n lieu of appropriated ed:	
		19	(af/mg) 19	- 4	(af/mg) 19 1	(af/mg)	
-	decl	are that the inform	nation in this report is true to the be	est of my knowledge an	d belief.		- 1
t	DATE	June	23 . 19 <i>99</i> at	Gerington	v, Nevada	<u> </u>	California
5	SIGN	ATURE:	Front B/F				
F	RIN'	TED NAME:	Ernest	1.B	<u> </u>	Paine	
	_		(first name) Flying M	(middle in	nit.)	(last name)	
(OMI	PANY NAME:	Flying MI	Carre	Company	=;	
			If there is insufficient space	e for your answers, ple	ase use the space provided	below.	
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SUP-STATE (12-98)

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

			cord: Barro								Γrust)			
BARRON HILTON DBA FLYING M CATTLE CO 11 PINE GROVE RD YERINGTON, NV 89447 SOURCE: KIRKWOOD SPRING TRIBUTARY TO: MONO VALLEY COUNTY: MONO **(Wm. Barron Hilton, Trustee, Hilton Family Trust) STATEMENT NO: S010605 **TATEMENT NO: S010605 **TATE		5													
A.	TRIBU	TARY T TY: MON	10: MON	O VALI	EY	10, T	'3N, R2 2 1914 ri	7E, ME	3&M .	Other (ex	(702 YEAR) 463-	5550 RST U	_	
В.	Year of firs	tuse (F	lease pr	ovide if I	missing	above) ₋	1895								
C.	Amount of which water			amount o	of water	used ea	ch mont	h. If mo	nthly and	d annual	l use are	not kno	wn, ch	eck the I	months in
	A	mounts	below ar	e: 🔾	Gallons		☐ Acre-	feet	- (other) _					٠,
	YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	ост.	NOV.	DEC	TOTAL	
	199	3 xxx	xxxx	xxxxx	xxxx	xxxx	xxxxx	xxxxx	XXXX	xxxx	xxxx	XXXXX	xxx		
		7	xxxx				1	i		1					
	199	5 XXX	xxxx	xxxx	xxxx	xxxxx	xxxxx	xxxx	xxxx	xxxx	xxxx	XXXX	xxx		
D. E.	Purpose of IrrigationOther (spe	Use - S 120 cify)	pecify no	umber of acres	acres in stocky	rigated, vatering any cha	stock w 75 hd	atered, pl. cat	persons tile;	served, Domesti	etc. c	OPV: OF WAREN	96 JUL - ent was	SPATE WATER	ew
	pump, enla	arged div	ersion d	am, loca	ition of c	liversior	ı, etc.)					STATEMEN RIGHT	P	28 28 28	
F.	If part of th					of reclai	med or p	olluted v	water, pl	ease ind	licate the	e annwal	afficur ?	OUNTER	claimed
	i declare un	der penalt	y of perju	ry that th	e informa								•	f	
	DATED: _	June	25	 ,	19 96	_ , at _	Yerir	ngton	, Nev	ada	89447			, ,	California
	SIGNATU	RE: 🔑	مم	X 2	1/0	-0	<u>/</u>	·							
	PRINTED	NAME:	Erne	st B.	Pain	<u>e</u>		(M. NAME)				(LAST	NAME)		
	COMPANY	/ NAME:	Flyi	V	,	e Con		()	<u>.</u>			,		<u></u>	
			ack of p	age for	General	Inform	ation. I						nswers	3 ,	MD40 4 /4mm

ITEM:	CONTINUATION			
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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

وه م م ا ح *** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010605

OWNER OF RECORD: BARRON HILTON DBA FLYING M CATTLE CO

BARRON HILTON DBA FLYING M CATTLE CO 11 PINE GROVE RD YERINGTON, NV 89447 TROL BOARD

L 28 AM II: 44

ACRAMENTO

ACRAMENTO

SOURCE: KIRKWOOD SPRING TRIBUTARY TO: MONO VALLEY

COUNTY: MONO

DIVERSION

WITHIN: NE% OF SE% SECTION 10, T3N, R27E, MDB&M.

TELEPHONE NUMBER: (702) 463-5550 YEAR OF FIRST USE: PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1,1995													
A. <u>W</u>	later is us	ed under	: Ripari	an claim	1	; Pre	1914 rig	ht ^{X X}	; O1	her (exp	olain)		-
В. <u>Ү</u>	ear of first	use (Pl	ease pro	vide if n	nissing a	ibove) _	1895	<u>.</u>	·				
	mount of l					sed each	n month.	If mont	hly and a	annual u	sę are n	ot know	n,
Am	ounts belo	ow are:	□ Gal	lons	-	Acre-feet		(othe	er)	 :	,		
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lr	urpose of rigation _ other (spec	120		acres									

*** CONTINUE ON BACK PAGE ***

WR40-1 (1/95)

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E.	<u>Changes in Method of Diversion</u> - was filed. (New pump, enlarged di	Describe any o	changes in your pr	oject since your p	revious stat
	was med. (New pump, emarged of	version dam, i	ocation of diversion	n, etc:)	
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F.	If part of the water listed in Part C	consists of rec	laimed or polluted	water, please indi	cate the an
	amounts of reclaimed or polluted v	vater in the spa	ace below.		į
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	I declare under <u>penalty</u> of perjury that the	information in the	is report is true to the	hest of my knowled	neland bolist
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	GENERAL INFORMAT	ION PERTAININ	IG TO WATER RIGH	ITS IN CALIEORNI	٨
Ther				7	
	e are two principal types of surface wat	7			
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of su	pply by an intervening parcel without re r user must share the water supply with	servation of the	riparian right to the	severèd parcel. Ge	nerally, a rip
of a	stream but may not be used to store wa	iter for later use	or to divert water wh	ich originates in a c	lifferent wate
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State	ments of Water Diversion and Use mus	at be filed by ripa	irian and pre-1914 a	ppropriative water u	sèrs. The fil
state: appro	ment (1) provides a record of water use opriation upstream from their diversion, a appropriators.	, (2) enables the	State to notify such	users if someone r	roposes a n
The a	above discussion is provided for genera	information F	or more specific info	mation concerning	water righte
conta	ct an attorney or write to this office. W	e have several p	amphlets available.	They include:	water nynts,
	ements of Water Diversion and Use"				
intor Wate	mation Pertaining to Water Rights in Ca or Rights for Stockponds Constructed P	lifornia" (i.	

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 SACRAMENTO, CA 95814 (916) 322-4503 (916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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WR 40-1 (2/90)

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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

(916) 324-5741 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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1986

WR 40-L(11/85)

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10605 STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE (This is not a Water Right)

This statement should be typewritten or legibly written in ink.

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